## MINUTE ITEM

This Caiendar It m No. 28 ins apquved a; Minuie Item Na. 12 by $t \because 3$ State Lands
Cormission by a vote of 2 to 0 at its $5-28$ 左 meeting.

CALENDAR ITEM
5/81
W 20693.102
BLA 204
Scott
Williams

BOUNDARY LINE AGREEMENT COEORADO RIVER - DAVIS LAKE AREA SECTION 8, TIIS, RZ2E, SBM, IMPERIAL COUNTY (BLh 204)

Since the early 1900's, the Colorado River has undergotue major changes in location due to mans' activities and attempts to control tine river flows through the construction of dams and various rechanneling attempts. The portion of the Colorado River covered by this prc rosed Bouidary Line Agreement has been affected by various artifiral cunditions including, but not limited to, the construction in 1967-68 of the Cibola Cut. This cut redirected the main flow of the river into an artifical channei.

Because of the uncertainties of the location of the last natural river channel in this area, the staff of the State Lands Commission began an intensive study of this portion of the Colorado River. In September 1976, the staff concluded the Davis Lake Area Project Boundary Study. One purpose of this study was to facilitate the implementation of boundary line agreements between the State Lands Commission and upland owners. Based on this study, in 1977 the Commission entered into a boundary line agreement with several upland owners in the same general area as covered by this proposed agreement. The prior boundary line agreement established the 1967 river chanrel as the last natural location of the Colorado River and estabiished, as a fixed boundary between the upiands and the State's sovereign lands, the 1967 high-water mark as located by staff during the Davis Lake Area Project Boundary Study.

The agreement propused for Commission approval in chis calendar item will adopt the same boundary line for the remainder of the upland cwners in this area as was used in the previous Boundary Line Agreement approved in 1977. The agreement also provides that upland owners will make application for ail existing or future improvements located waterward of the agreed boundary.

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## CALEHDAR ITEM NO. 28 (CONTD)

This agreement has been prepared and approved by the Attorney Generals Office. The agreement is in the process of being executed by the private parties and it is expecred that most if not all of the private parties will have signed the agreement prior to the Commission's approval,
This project is situated on State land identified as possessing significant envixonmental values pursuat to P.R.C. 6370.1, and is classified in a use category, Class B, which authorizes Limited Use.
Staff review indicates that there will be no significant effert upon the identified environmental values.
EXHIBITS: A-1, A-2. Description of Segments of Boundary Line.
B. Description of State land

C-1, C-2. Description of Upland Parcels:
D. Site Map.
E.

Sketch of Upland Lots, Boundary Line Segmants and axea of prior Boundary Line Agreement.
F. List of Upland Owners by Line Segment Number.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS TRANSAETION IS IN SETTLEMENT OF A TITLE AND BOUNDARY DISPUTE AND, THEREFORE, CEQA DOES NOT APPLY.
2. FIND THAT THE ESTABLISHMENT OF A FIYED BOUNDARY IN THIS LOCATION WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO STIION 6370.1 OF THE P.R.C.
3. AUTHOKIZE THE EKECUTION AND REGORDATION ON BEHALF OF THE COMMISSION OF A DOUNDARY LINE AGREEMENT (BLA 204.) IN SUBSTANTIALLY THE FORM OF THE AGREEMENT ON FILE IN THE OFFICES OF THE COMMISSION.


CALENDAR ITEM NO. 28 (CONTD)

4. AUTHORIZE THE STAFF OF THE STATE LANDS COMiMSSSION AND THE DFFICE OF THF, ATTORNEY GENERAL TO TAKE ALL FURTHER STEPS NECESSARY TO IMPLEMENT THE TERMS AND PROVISIONS OF THIS AGREEMENT INCLUDING, BUT NOT LIMITED TO, EXECUTION OF ALI DOCUMENTS, MAPS, TITLE AND ESCROW INSTRUCTIONS, CERTIFICATE OF ACCEDTANCE AND CONSENT TO RECORD AND APPEARANCES IN ANY LEGAL PROCEEDINGS TO FINALIZE THIS AGREEMENT.
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EXHIBIT "A-1"
LAND DESCRIPTION
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The following boundary line segments, which divide the State-cwned bed of the Colorado River and certain adjoining uplands in Section 8, TllS, R22E, SBM, in the County of Imperial, State of California, are taken from Sheet 4 of the Davis Lake Area Project Administrative Mans as approved by the California State Lands Commission on October 28, 1976. The individual described segments correspond to contiguous upland parcels, the relative positions of which were derived from individual deeds. Evidence other than these documents may prove the property lines of these parcels to be in a somewhat different location then hereafter determined. If this occurs, the distances noted on these segments are correspondingly shortened or lengthened and the coordinates describing the ternini of these segments are deemed to also change accordingly to reflect the true location of the intersection of the individual property lines with the boundary line shown upon the abovementioned Administrative Map, Sheet 4. The descriptions are based upon the Caiifornia Coordinate System, Zone ó.

## Segment 1

Upland Owner: Jack C. and josephine 0. Rector
Commencing at a point on the previously-mentioned boundary line from which the southwest corner of Section 8, T11S, R22E, SBM bears S $00^{\circ} 58^{\prime} 13^{\prime \prime} \mathrm{E}$ $4,58 \mathrm{~d} .75$ feet, said point having coordinates of $X=2,478,106.29$ and $Y=394,156.29$; thence southerly along the right bank of the Colorado River S $30^{\circ} 20^{\circ} 17^{\prime \prime} \mathrm{E} \mathbf{1 0 9 . 9 4}$ feet to a point having coordinates of $X=2,478,161.82$ and $Y=394,061.41$, said point also being the TRUE POINT OF BEGINNING; thence southerly along the right bank $S 30^{\circ} 20^{\prime} 17^{\prime \prime}$ E 74.35 feet to a point having coordinates of $X=2,478,199.37$ and $\gamma=393,997.24$.

## Segmert 2

## Upitand Owner: Myles A. and Margaret Elizabeth Agee

BEGINNING at the southerly end of Segment 1 , being the point having coordinates of $X=2,478,199.37$ and $Y=393,997.24$; thence southerly along the right bank of the Colorado River $S 30^{\circ} 20^{\prime} 17^{\prime \prime}$ E 8.92 feet to a point having coordinates of $X=2,478,203.88$ and $Y=393,989.54$; thence continuing southerly along the right bank $S 35^{\circ} 31^{2} 30^{\prime \prime}$ E 37.39 feet to a point having coordinates of $X=2,478,225.61$ and $Y=393,959.11$.

## Segment 3

## Upland Owner: Roderick Wilke and Patricia Emma Granath

BEGIMING at the southerly end of Segment 2, being the point having coordinates of $X=2,478,225.61$ and $Y=393,959.11$; thence southerly aleng the right bank of the Colorado River S $35^{\circ} 31^{\prime} 37^{\prime \prime}$ E 45.08 feet. to a point having coordinates of $X=2,478,251.80$ and $Y=393,922.42$.

## Segnent 4

Upland Owner: Virgil L. and Juanita W. Rector
BEGINNING at the southerly end of Segment 3 , being the point having coordinates of $X=2,478,251.80$ and $Y=393,922.42$; thence scutherly along the right bank of the Colorado River $535^{\circ} 31^{\prime} 37^{\prime \prime} \mathrm{E} 44.35$ feet to a point having coordinates of $X=2,478,277.92$ and $Y=393,885.84$.

Segment 5
Upland Oniwer: Charles K. and LaVina R. Smith
Commencing at a point on the previously-mentioned boundary line, from which the southwest coniar of Section 8, T11S, R22E, SBli, bsars $S 00^{\circ} 15^{\circ} 28^{\prime \prime}$ W 4421.38 feet, said point having coordinates of $X=2,473,203.88$ and $Y=393,989.54$; thence southerly diong the right bank of the Colorado River $S 35^{\circ} 31^{\prime \prime} 37^{\prime \prime}$ E 172.40 feet to a point having coordinates of $X=2,478,304.06$ and $Y=393,849.23$ and being the TRUE POINT OF BEGINNING; thence southerly along the right bark $S 35^{\circ} 31^{\prime \prime} 37^{\prime \prime}$ E 45.05 feet to a point having coordinates of $X=2,478,330.24$ and $Y=393,812.57$.

## Segment 6

Upland Owner: Wesly H. and Chloe E. Pickard
BEGINNING at the southerly end of Segment 5 , being the point having coordinates of $X=2,478,330.24$ and $Y=393,812.57$; thence southerly along the right bank of the Colorado River $S 35^{\circ} 31^{\circ} 37^{\prime \prime}$ E 13.13 feet; thenc/z $S 33^{\circ} 32^{\circ} 33^{\prime \prime} E 46.17$ feet to a point having coordinates of $X=2,478,363.38$ and $\gamma=393,763.39$.

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## Segment 7

Upland Owner: Raymond E. and Laura M. Sifling
BEGIMNING at the southerly end of Segment 6 , being the point having coordinates of $X=2,478,363.38$ and $Y=393,763.39$; thence southerly along the right bank of the Colorado River $533^{\circ} 32^{\prime} 33^{\prime \prime} E 50.68$ feet to a point having coordinates of $X=2,478,391.39$ and $Y=393,721.15$.

Segment 8
Upland Owner: Thomas C. and Pauline E. Loveday
BEGINIING at the southeriy end of Segment 7 , being the point having coordinates of $X=2,478,391.39$ and $Y=393,721.15$; thence southerly along the right bank of the Colorado River $533^{\circ} 30^{\prime \prime} 33^{\prime \prime}$ E 12.95 feet; therce $531^{\circ} 07^{\circ} 03^{\prime \prime} E 57.21$ feet to a point having coordinates of $X=2,478,428.12$ and $Y=393,661.37$.

END OF DESCRIPTION
revised hay 6, 1981 by technical services unit, roy minnick, supervisor.


## EXHIEIT "A-2"

LAND DESCRIPTION

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The following boundary line segments, which divide the State-owned bed of the Colorado River and certain adjoining uplands in Section 8, T17S, R22E, SBA, in the County of Imperial, State of California, are taken from Sheet 4 of the Davis Lake Area Project Administrative Maps as approved by the California State Lands Commission on October 28, 1976. The individual described segments correspond to contiguous upland parcels, the relative positions of which were derived from individual deeds and parcel maps. Evidence other than these documents may prove the property lines of these parcels to be in a somewhat different location then hereafter determined. If this occurs, the distances noted on these segments are correspondingiy shortened or lengthened, and the coordinates describing the termini of these segments are deemed to also change accordingly to reflect the true location of the intersection of the individual property lines with the boundary line shown upon the above-mentioned Administrative Map, Sheet 4 . The descriptions are based upon tine California Coordinate System, Zone 5.

## Segment o

## Upland Owner: Mabel F. Meidl

Coman ing at a point on the previously-mentioned right banio of the Colorado River, from which the southwest corner of Section 8, TllS, R22E, SBM bears S 02 ${ }^{\circ} 57^{\prime} 55^{\prime \prime} \mathrm{W} 4,147.70$ feet, said point having coordinates of $X=2,478,398.55$ and $Y=393,710.35$; thence southerly along the right bank $S 31^{\circ} 07^{\prime} 03^{\prime \prime} \mathrm{E} 75.19$ feet to a point having coordinates of $X=2,478,437.47$ and $Y=393,645.98$, said point also being the TRUE POINT OF BEGINNING; thence contiruing southerly along the right bank $S 31^{\circ} 07^{\prime} 03^{\prime \prime} \mathrm{E} 150.49$ feet to a point having coordinates of $X=2,478,515.18$ and $Y=393,517.14$.

Segment 10

## Upland Owner: Garvel J. and Eetty Stewart

BEGINNING at the southerly end of Segment 9 , being the point having coordinates of $X=2,478,515.18$ and $Y=393,517.14$; thence southerly along the right bani of the Colorado River $531^{\circ} 07^{\prime} 03^{\prime \prime} \mathrm{E} 60.16$ feet to a point having coordinates of $X=2,478,546.27$ and $Y=393,465.64$.

## Upland Owner: Roland and Carol Jean Langdon

BEGINNING at the southerly end of Segment 10 , being the point having coordinates of $X=2,478,546.27$ and $Y=393,465.54$; thence southerly along the right bank of the Colorado River, $S 31^{\circ} 07^{\prime} 03^{\prime \prime} \mathrm{E} 5.81$ feet; thence $S 35^{\circ} 58^{\circ} 44^{\prime \prime}$ E 54.21 feet to a point having coordinates of $X=2,478,581.12$ and $Y=393,416.80$.

Segment 12
Upland Owner: Frank Thomas Munoz*
BEGINNING at the southerly end of Segment 11, being the point having coordinates of $X=2,478,581.12$ and $Y=393,416.80$; thence southerly along the right bank of the Coiorado River, $S 35^{\circ} 58^{\prime} 44^{\prime \prime} \mathrm{E} 56.41$ feet; thence $529^{\circ} 31^{\text {: }} 41^{\prime \prime}$ E 4.33 feet to a point having coordinates of $X=2,478,675.40$ and $Y=393,367.39$.

Segment 23

## Upland Owner: Charles Michael and Judith Ann Mack

Commencing at a point on the previously-mentioned right bank from
whicil the southwest corner of Section 8, T175, R22E, SBM, bears S $06^{\circ} 27^{\prime} 13^{\prime \prime} \mathrm{H}$ 3,827.21 feet, said point having coordinates of $X=2,478,514.26$ and $Y=393,371.15$; thence southerly along the right bank of the colorado River $S 29^{\circ} 31^{\circ} 47^{\prime \prime} E 95.12$ feet to a point having coordinates of $X=2,478,661.14$ and $Y=393,288.38$, said point being the TRJE POINT OF BEGINHING; thence $S 29^{\circ} 31^{\prime} 41^{\prime \prime}$ E 46.16 feet; thence $S 36^{\circ} 50^{\prime} 40^{\prime \prime}$ E 43.45 feet to a point having coordinates of $X=2,478,709.95$ and $Y=393,213.45$.

Segment 13
Upland Owner: Jerry E. and Brigitte white
BEGINNING at the soutnerly end of Segment 23, being the point having coordinates of $X=2,478,709.95$ and $\bar{Y}=393,213.45$; thence southeriy along the right bank of the Colorado River $536^{\circ} 50^{\prime} 40^{\prime \prime} \mathrm{E} 59.79$ feet to a point having coordinates of $X=2,478,745.80$ and $Y=393,165.60$.

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## Segment 14

Upland Owner: Willard L. and Vida R. Shaffer

BEGINNING at the southerly end of Segment 13, being the point having coordinates of $X=2,478,745.80$ and $\bar{Y}=393,165.60$; thence southerly along the right bank of the Colorado River $S 36^{\circ} 50^{\prime} 40^{\prime \prime}$ E 60.00 feet to a point having coordinates of $X=2,478,781.78$ and $Y=393,117.58$.

Segment 15
Upland Owner: Bob'L. and Carolyn S. Vice
Robert H. Davison
Thomas D.IV. and Judy !. Lowe
Commencing at a point on the previously-mentioned right bank from which the southwest corner of Section 8, TllS, R22E, SBM, bears S $09^{\circ} 54^{\prime \prime} 35^{\prime \prime} \mathrm{W}$ 3,578.64 feet, said point having coordinates of $X=2,478,799.86$ and $Y=393,093.45$; thence southerly along the right bank of the Colorado River $S 49^{\circ} 35^{\prime} 07^{\prime \prime} E 30.43$ feet to a point having conrdinates of $x=2,478,823.03$ and $y=393,073.72$, said point being the TRUE POINT OF BEGINNIMG; thence $S 49^{\circ} 35^{\prime} 07^{\prime \prime} \mathrm{E} 60.23$ feet; thence $S 30^{\circ} 07^{\prime} 37^{\prime \prime} \mathrm{E} 1.70$ feet to a point having coordinates of $X=2,478,869.74$ and $Y=393,033.20$.

Segment, 22

## Uplano Owner: Kenneth D. Rogers and Roger Alan Nelson

Commencing at a point on the previously-mentioned right bank from which the southwest corner of Section 8, TIIS, R22E, SBM bears S $11^{\circ} 10^{\prime} 35^{\prime \prime} \mathrm{W}$ $3,533.48$ feet; said point having coordinates of $X=2,478,868.89$ and $Y=393,034.67$; thence southerly along the right bank of the Colorado River S $30^{\circ} 07^{\prime} 37^{\prime \prime} \mathrm{E} 56.90$ feet to a point having coordinates of $X=2,478,897.45$ and $Y=392,985.45$; saia point also being the TRUE POINT OF BEGINNING; thence $S 30^{\circ} 07^{\prime} 37^{\prime \prime} \mathrm{E} 60.28$ feet to a point having coordinates of $X=2,478,927.71$ and $Y=392,933.31$.

## Segment 16

## Upland Owner: Louis and Roberta Carter

BEGINNING at the southerly end of Segment 22, being the point having coordinates of $X=2,778,927.71$ and $Y=392,933.31$; thence southerly along the right bank of the Colorado River $S 30^{\circ} 07^{\prime} 37^{\prime \prime} \mathrm{E} 60.16$ feet to a point having soordinates of $X=2,478,957.91$ and $Y=392,881.28$.


Segment 17
Upland Owner: L. L. and Bonnie B. Chapin
BEGINHING at the southerly end of Segment 16 , being the point having coor inates of $X=2,478,957.91$ and $Y=392,881.28$; thence southerly alons the right bank's $30^{\circ} 07^{\circ} 37^{\prime \prime}$ E $56.17^{\prime}$ feet; thence $S 31^{\circ} 53^{\circ} 02^{\prime \prime}$ E 3.99 feet to a point having coordinatres of $X=2,478,988.21$ and $Y=392,829.30$.

Segment 18
Upland Owner: Oscar E. and Georgia M. Chance
BEGIN:ING at the southerly end of Segment 17, being the point having courdinates of $X=2,478,983.21$ and $Y=392,829.30$; thence southerly along the right bank $S 31^{\circ} 53^{\prime \prime} 02^{\prime \prime} \mathrm{E} 60.03$ feet to a point having coordinates of $X=2,479,019.92$ and $Y=392,778.33$.

Segment 19
Upland Owner: Donald H. and Joanne E. Frice
BEGINNING at the southerly end or Segment 18 , being the point having coordinates of $X=2,479,019.92$ and $Y=392,778.33$; thence southerly along itie right bank $S 31^{\circ} 53^{\prime} 02^{\prime \prime} \mathrm{E} 60.04$ feet to a point having coordinates of $X=2,479,051.63$ and $Y=3 \zeta 2,727.35$.

Segment 20
Upland Owner: Sharron R. Seidenberg
BEGINNING at the southerly end of Segment 19, being the point having coordinates of $X=2,479,051.63$ and $Y=392,727.35$; thence southerly aiong the right bank of the Colorado River $S 31^{\circ} 53^{\prime \prime} 02^{\prime \prime} \mathrm{E} 60.04$ feet to a point having coordinates of $X=2,479,083.34$ and $Y=392,676.37$.


## Segment 21

Upland Owner: Thomas N. and Myrilie A. Lusk

Commencing at a point on the previously-mentiones right iank from which the southwest corner of Section 8, T115, R22E, SBM, bears S $17^{\circ} 07^{\prime} 58^{\prime \prime} \mathrm{W}$ 3,191.21 feet said point having coordinates of $X=2,479,118.76$ and $Y=392,619.43$; thence southerly along the right bank of the Colorado River $S 36^{\circ} 13^{\prime} 48^{\prime \prime}$ E 53.07 feet to a point having coordinates of $X=2,479,150.12$ and $Y=392,576.62$, said point being the TRUE POINT OF REGINNING; thence $S 36^{\circ} 13^{\prime} 48^{\prime \prime}$ E.59.9. feet to a point having coordinates of $X=2,479,185.54$ and $Y=392,528.28$.

End Of DESCRIPTION

REVISED MAY 6, 1981 by technical services unit, roy minnick, supervisor.

EXHIBIT "B"
DESCRIPTION OF LAND OWNED BY THE STATE OF CALIFORNIA

That certain parcel of land in Imperial County, State of California. lying in the bed of the Colorado River bounded on the East by the boundary between the State of California and the State of Arizona as described in the Interstate Compact which was ratified by Congress in 1966 as Public Law 89-537; and bounded on the West by the 23 segments of the boundary line described in Exhibit "A-1" and Exhibit "A-2" of this Boundary Line Agreement; and bounded on the South by a line beginning at the southerly end of Segment 21 of the boundary line described in Exhibit "A-2" of this Boundary Line Agreement and running East to the boundary between the State of California and the State of Arizona; and bounded on the North by a line beginning at the northerly end of Segment 1 of the boundary line described in Exhibit "A-1" of this Boundary Line Agreement and running East to the boundary between the State of California and the State of Arizona.

END OF DESCRIPTION


## EXHIBIT＂C－I＂

## PERIMETER DESCRIPTION OF LANDS OWIMED BY UPLAND OWNERS

Those certain parcels of land in Section 8，Township 11 Souin，Range 27 East，San Bernardiro Meridian，in Imperial County，State of California， lying within th：perimeter described as follows：

Bounded on the East by the 8 segments of the boundary line described in Exhibit＂A－1＂of this Boundary Line Agreement，and bounded on the West by the West line of Section 8，Township 11 South，Range 22 East， Str Eernaroino 性ridian；and bounded on the South by in e northerly line of Parcel 1 of Parcel Map \％o．M－868 （as amended）on file in Book 3，page 46 of parcel maps in the Office of the County Recorder of Imperial County； ana bounded on the North dy the point of intersection of the west line of said Section 8 with the right bank line of the Colorado River．

EM D OF DESCRIPTION


Checked
 Date $\qquad$


## EXHIBIT "C-2"

PERIMETER DESCRIPTION OF LANDS OWNED BY UPLAND OWNERS

Tho 3 certain parcels of land in Section 8, Township 11 South, Range 22 East, San Bernardine Meridian, in Imperial County, State of California, lying within the perimeter described as follows:

Bounded on the East by the 15 segments of the boundary line described in Exhibit "A-2" of this Boundary Line Agreement; and bounded on the West by the easterly line of Parcel 1 shown on Parcel Map No. M-868; and bounded on the South by a line beginning at the southerly end of Segment 21 of the boundary line described in Exhibit "A-2" of this Boundary Line Agreement and running westerly along the southerly line of the lands of Luck as described in that certain deed recorded on July 5 , 1973, in Book 1349, page 726, in the Official Records of the County of Imperial, to the easterly line of Parcel 1 as shown on Parcel Map No. M-868; and bounded on the North by a line beginning at the northerly end of Segment 9 of the boundary line described in Exhibit "A-2" of this Boundary Line Agreemont and running westerly along the northerly line of Parcel 1 as shown on Parcel Map. No. M-678 as filed in Book 2 of Parcel Maps, Map 22 in the Office of the County Recorder, County of Imperial, to the easterly line of Parcel 1 as shown as Parcel Map No. M-868.

## END OF DESCRIPTION



Checked


Date $\quad 3-5-9,0$



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Segment 5
SMITH, Charles K. \& Lavina R. Box 19
Juiian, California 92036
(714) 765-0151

Grant deed recorded 4/30/79
Bennett, Loy L. \& Minnie
TD dated 4/19/79 recorded 4/30/79 507 N . Lamar
Burbank, California 91506

## Segment 6

pICKARD, Wesly H. \& Chioe E. 1201 Valebrook
Glendora, California 91740
Gran't deec̈ recorded 11/22/74
in OR 1369/196
None.

## Segment 7

SIFLING, Raymond E. \& Laura M. 20920 Ambushers Street Diamond Bar, California 91065

Quicclaim deed from Robert $F$. Faller, Jr., party to quiet title action recorded $3 / 4 / 72$ in on 1332/306. Deed recorded 4/4/74 in OR 1361/1979
mone.

## Segment 8

LOVEDAY, Thomas C. \& Pauline E. an und $1 / 2$ int
LCVEDAY, Thomas F. \& Norma J. an und $1 / 2$ int
17598 Court Street
Fontana, California 92335
As to Thomas C. \& Pauline E.
Loveday, quiet title decree recorded 8/4/72 in OR 1332/3e6. As to Thomas F. \& Horma J. Loveday, grant deed recorded in OR $1347 / 971$ and an unrecorded correction deed (description) dated $8 / 2,73$

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